THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

W.P.No.10980 of 1996

DATED: 22.03.2006

Between:

Maligi Reddamma. … petitioner.

And

The District Collector, Chittor

And others. …. Respondent.

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

W.P.No.10980 of 1996

ORDER:

The petitioner is said to have constructed a thatched house over an extent of ¾ of cent (340 square feet's) in survey No.276/1C of Bandameedikamma palli suburb, Madanapalli town. It is her case that the Madanapalli municipality, the fourth respondent herein, has assessed the house to tax and the house is provided with

electricity also. She complains that the respondents are trying to evict her without following the procedure prescribed by law.

Municipal Commissioner, the fourth respondent filed counter. He admitted that the petitioner constructed a thatched house by the side of a road, within the municipality limits. He denied the allegations that any steps were taken to forcibly evict the petitioner.

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue.

While admitting the writ petition on 12.6.1990, this Court directed the respondents not to dispossess the petitioner from house bearing No.4-129/A of Madanapally municipality, which is said to have been constructed in survey No.276/1C. The fourth respondent has categorically stated in the counter affidavit that the officials of the municipality have not tried to forcibly evict the petitioner. It is needless to observe that in case, the eviction of the petitioner becomes unavoidable, the respondents shall be at liberty to do so duly following the procedure prescribed by law.

For the foregoing reasons, the writ petition is disposed of directing that the respondents shall follow the procedure prescribed by law, in case they intend to evict the petitioner from the premises in question.

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22.3.2006.

mdaa.